IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8042 OF 2005
IN
CRIMINAL REVISION APPLICATION NO.356 OF 2005

Anil Umrao Gote ...Applicant
Vs.
The State of Maharashtra & Anr. ...Respondents

Shri A.P. Pitale i/by Shri P.M. Pradhan for the Applicant.
Ms Sangita Shinde, A.P.P. for the Respondents.

CORAM : A.S.OKA,J.

DATE : JANUARY 13, 2006.

P.C.:

1. Heard the learned Advocate appearing for the Applicant and the learned A.P.P. for the Respondents. The prayer is for modification of following direction which forms part of paragraph No.5(ii) of the order dated 28th October, 2005:

> "It is made clear that if the Application is allowed, the cost of security arrangements will be borne by the Applicant."

2. The learned Advocate for the Applicant submitted that the police escort which was made available to the Applicant when he was admitted in Ruby Nursing Home will be sufficient as and when the Applicant is permitted to get himself admitted to the

Naturopathy Ashram at Urali Kanchan, Pune. The learned A.P.P. relying upon the reply filed to the Application submitted that the escort cannot be provided to the Applicant in that Ashram at Urali Kanchan as the authorities of the Ashram had refused to admit the Applicant with escort in the said Ashram.

3. In view of the order dated 28th October, 2005 passed in the Criminal Revision Application No.356 of 2005 the learned Special Judge will have to reconsider Application at Exhibit 1152 in the light of the observations made in the said order. If the said Application is allowed then only the question of paying the cost of security arrangements will arise. If the Application at Exhibit 1152 is allowed and if the Applicant is aggrieved by the cost of security arrangements demanded by the police authorities, the Applicant can always take out appropriate proceedings in that behalf either independently or in the disposed of Criminal Revision Application. There is no reason to modify the order at this stage. With this observation and liberty to the Applicant, Criminal Application is disposed of.

JUDGE